

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re:	:	
SUMMIT METALS, INC.,	:	
	:	Chapter 11
	:	
Debtor.	:	Case No. 98-2870 (RB)
	:	Re: Docket No. 547

**CHAPTER 11 TRUSTEE’S COUNTER-DESIGNATION OF
ADDITIONAL ITEMS TO BE INCLUDED IN RECORD ON APPEAL**

Francis A. Monaco, Jr., the Chapter 11 Trustee (“Chapter 11 Trustee”) in the above-captioned case, by and through his undersigned counsel, pursuant to Federal Rule of Bankruptcy 8006, hereby files his counter-designation of items to be included in the record on appeal of the Order Granting the Motion (the “Sale Motion”) of the Chapter 11 Trustee for Authority to Consent to the Sale of Substantially All of the Assets of Debtor’s Subsidiary, Riverside Millwork Co., Inc. entered on October 24, 2005 (the “Sale Order”).

COUNTER-DESIGNATION OF ITEMS TO BE PRESENTED ON APPEAL

NUMBER	DATE OF FILING	DOCKET NUMBER	DESCRIPTION
1	10/07/2005	528	Motion for Leave to File Omnibus Reply Papers to the Objections filed by Richard Gray, A.M. Richardson and the Official Committee of Unsecured Creditors to the Trustee’s Motion for Authority to Consent to the Sale of Substantially All of the Assets of Debtor’s Subsidiary (Filed by Francis A. Monaco, Jr., Chapter 11 Trustee)
2	10/07/2005	529	Motion of RHC Acquisition, Inc. for Leave of Court to File a Response to the Objections Filed by Richard Gray, A.M. Richardson and The Official Committee of Unsecured Creditors to the Trustee’s Motion for Authority to Consent to Sale of All or Substantially All of the Assets of Debtor’s Subsidiary (Filed by RHC Acquisition, Inc.)

3	10/11/2005	531	Order Granting Authority to File Omnibus Reply Papers to the Objections.
4	10/11/2005	532	Order Granting RHC Acquisition, Inc. Leave of Court to File a Response.
5	10/24/2005	537	Memorandum of Opinion and Order Approving Trustee's Motion to Sale Certain Non-Debtor Assets and the Objections are Overruled
6	10/24/2005	538	Order Approving Trustee's Motion to Sell Certain Non-Debtor Assets and Overruling Objections.
7	11/03/2005	542	Notice of Appeal (Filed by Ambrose M. Richardson, III)
8	11/14/05	547	Statement of Issues on Appeal and Designation of Record on Appeal Regarding Court's Order Approving Sale of Non-Debtor Assets (Filed by Ambrose M. Richardson, III)

Dated: November __, 2005

MONZACK AND MONACO, P.A

____/s/ Joseph J. Bodnar_____
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